IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 1085 (M/S) of 2006

1. Iiam Chand S/o Sri Harshi.
2. Brij Bhushan S/o Sri Jai Prakash.
3. Asha Ram s/o Sri Paltu.
4. Mahipal S/o Sri Sameru.
5. Suresh S/o Sri Som Dutt @ Babu Ram.
6. Karn S/o Sri Sameru.

All resident of Village Darghapur, Pargana, Jawsalapur, Tehsil Lakshar, District- haridwar. ..... Petitioners

Vs

1. District Judge, Haridwar.
2. Madarsha Talimul through Manager Hamid S/o Sri Allaha Banda R/o Village Darghapur, Pargana Jawalapur, Tehsil Lakshar, District Haridwar. .....Respondents

Sri Lok Pal Singh learned counsel for the petitioners.
Sri R.C.Arya learned standing counsel for the respondent No.1.
Sri Sarvesh Agarwal learned counsel for the respondent No.2.

Dated: -13-9-2006

Hon'ble B.S. Verma, J.

Heard Sri Lok Pal Singh learned counsel for the petitioner, Sri R.C. Arya learned standing counsel for the respondent No.1 and Sri Sarvesh Agarwal learned counsel for the respondent No.2.

The present writ petition has been filed against the impugned order dated 2-8-2006 (Annexure-4 to the writ petition) passed by the Civil Judge (J.D.) Laksar, District-Haridwar against which the appeal (Civil Appeal No.81/06) is pending before the District Judge Haridwar.

The petitioner have also moved the interim injunction application but the appellate court did not grant any injunction.

Aggrieved by the order dated 2-8-2006 the petitioners have filed this writ petition before this court. On 11-8-2006 this court passed the order that the parties are directed to maintain status quo.

The District Judge, Haridwar is directed to decide the appeal within a period of two months from the date of production of the certified copy of the order. Till then the parties are directed to maintain status quo.

In view of the above, the writ petition is dispose of accordingly. No order as to costs.

(B.S.Verma,J)

Dated:- 13-9-2006

M.K